

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of RA'GINE A. MERCER and RAVEN
OWENS, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MONIQUE MERCER,

Respondent-Appellant,

RAYDESHAN OWENS and TIM WEBB,

Respondents.

UNPUBLISHED

May 7, 1999

No. 212713

Wayne Circuit Court

Family Division

LC No. 97-361425

Before: Kelly, P.J., and Neff and Smolenski, JJ.

MEMORANDUM.

Respondent-appellant (hereinafter "respondent") appeals as of right from a family court order of disposition making respondent's children temporary wards of the court and placing them in foster care. We affirm.

Although a statutory basis for jurisdiction was not explicitly stated on the record or in the referee's written report and recommendation, the findings of fact and conclusions of law recited in the referee's written report make it clear that MCL 712A.2(b)(1) and (2); MSA 27.3178(598.2)(b)(1) and (2) served as the statutory basis for jurisdiction. *In re Toler*, 193 Mich App 474, 476; 484 NW2d 672 (1992).

Affirmed.

/s/ Michael J. Kelly

/s/ Janet T. Neff

/s/ Michael R. Smolenski